

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION CORPORATION, Plaintiff-Applicant, v. BERNARD L. MADOFF INVESTMENT SECURITIES LLC, Defendant.	Adv. Pro. No. 08-01789 (CGM) SIPA Liquidation (Substantively Consolidated)
In re: BERNARD L. MADOFF, Debtor. IRVING H. PICARD, Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and the Chapter 7 Estate of Bernard L. Madoff, Plaintiff, v. NATIXIS S.A. and TENSYR LTD., Defendants.	Adv. Pro. No. 10-05353 (CGM) ORAL ARGUMENT REQUESTED

NOTICE OF APPEAL

Part 1: Identify the Appellant(s)

1. **Name(s) of appellants:** Natixis S.A.
2. **Position of appellants in the adversary proceeding that is the subject of this appeal:**

Defendant

Part 2: Identify the subject of this appeal

1. **Describe the judgment, order or decree appealed from:** Defendant-Appellant, by its attorneys, hereby appeals under 28 U.S.C. § 158(a)(3) from:
 - a. Order Denying Defendant Natixis S.A.'s Motion to Dismiss the Amended Complaint under Bankruptcy Rule 7012(b) and Federal Rule of Civil Procedure 12(b)(2) and 12(b)(6), dated November 17, 2023 (ECF No. 237) ("Order").
 - b. The Memorandum Decision Denying Defendant's Motion to Dismiss, dated November 2, 2023 (ECF No. 228) ("Memorandum Decision").
2. **State the date on which the judgment, order, or decree was entered:**
 - a. The Order was entered on November 17, 2023. A copy of the Order is annexed hereto as **Exhibit A.**
 - b. The Memorandum Decision was entered on November 2, 2023. A copy of the Memorandum Decision is annexed hereto as **Exhibit B.**
 - c. By order dated November 22, 2023 (ECF No. 241), the Bankruptcy Court extended Defendant-Appellant's time to appeal through December 22, 2023. A copy of the order is annexed hereto as **Exhibit C.**

Part 3: Identify the other parties to the appeal

The relevant parties to the judgment, order, or decree appealed from, and the names, addresses, and telephone numbers of their respective attorneys are as follows:

Defendant-Appellant	Attorneys
Natixis S.A.	DAVIS+GILBERT LLP Joseph Cioffi Bruce Ginsberg H. Seiji Newman Adam Levy Christine DeVito 1675 Broadway New York, New York 10019 T: (212) 468-4800 Email: jcioffi@dglaw.com

Plaintiff-Appellee	Attorneys
Irving H. Picard, Trustee for the Substantively Consolidated SIPA Liquidation of Bernard L. Madoff Investment Securities LLC and the Chapter 7 Estate of Bernard L. Madoff	BAKER & HOSTETLER LLP David J. Sheehan Joanna F. Wasick Carlos Ramos-Mrosovsky 45 Rockefeller Plaza New York, New York 10111 T: (212) 589-4200 Email: jwasick@dglaw.com

Part 4: Not Applicable (No BAP in this District)

Part 5: Signature

Dated: December 22, 2023
New York, New York

DAVIS+GILBERT LLP

By: /s/ Joseph Cioffi

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